

August 31, 2002 Date of Deposit

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No.	6,142,532	)	VIA EIDET OF ACCIMAN
Issued:	November 7, 2000	)	VIA FIRST CLASS MAIL
Name of Patentee:	Adrian Gluck	)	
Title of Invention:	MEMORABILIA CARD	)	
PETIT	TION TO THE COMMISSI (Or Alternatively Sec		
Hon. Commissioner	for Datanta		RECEIVED
Washington, D. C.	-		SEP 1 6 2002
			OFFICE OF PETITIONS
Sir:			
This is a Peti	ition to the Commissioner see	king ac	knowledgement by the Patent Office of
a minor typographic	al error that occurred in Appl	ication	Serial No. 09/149,747 which matured as
the above U.S. Pater	nt No. 6,142,632.		
The Examine	er in his office action of Nove	ember 2	5, 1998, rejected claims of the
application under the	e judicially created doctrine o	of doubl	e patenting with regard to U.S. Patent
No. 5,803,501. As a	a result, a Terminal Disclaime	er was fi	iled March 25, 1999, with respect
thereto, but because	of a typographical error, U.S	. Patent	No. "5,417,431" was named in the
	CERTIFICATE (37 C.F.F		LING
United States Postal Ser		sufficien	ttached or enclosed) is being deposited with the t postage as First Class Mail in an envelope l.
			Samuel B. Stone

Signature of Person Mailing Paper

Terminal Disclaimer. There was a subsequent rejection letter dated June 22, 1999, by the Examiner because he indicated that the person who signed the Terminal Disclaimer was not recognized as an officer of the Assignee, and accordingly further papers were filed August 16, 1999, confirming the authority of the signature to the Terminal Disclaimer. A subsequent letter was filed on January 20, 2000, to clarify the identity of the signatories pursuant to a later request by the Examiner. As a result, a Notice of Allowance was issued June 5, 2000. Throughout the exchange of correspondence, no one, neither the Examiner nor the attorney prosecuting the application, noticed the typographical error with regard to the wrong patent number. Subsequently, a Request for a Certificate of Correction dated June 7, 2002, was filed after this typographical error was noted, along with supporting papers with regard to the error and documents confirming by the inventor and assignees, the typographical error and acknowledging that the Terminal Disclaimer was intended to be with regard to Patent No. 5,803,501 (which the Examiner has raised) rather than the incorrect Patent No. 5,417,431. The originals of these papers are already on file in the patent file, and copies are submitted herewith.

It is respectfully submitted that this matter merely involves a typographical error with respect to a patent number, and correction and acknowledgement of the same does not in any way extend the monopoly of present Patent No. 6,142,532. Accordingly, granting of a Petition acknowledging the error and correction thereof is requested.

The Commissioner is authorized to charge the Petition fee in the amount of \$130.00, and any other fees which may be required for this petition, to Deposit Account No. 12-2475.

Respectfully submitted,

LYON & LYON LLP

Dated: August 30, 2002

Samuel B. Stone – Reg. No. 19,297 Attorney for Patentee/Petitioner

633 W. Fifth Street, 47<sup>th</sup> Floor Los Angeles, CA. 90071 (213) 489-1600

From-LYON & LYON



UNITED STATES DEPARTMENT OF COMMERCE Patent and Trademark Office ASSISTANT SECRETARY OF COMMERCE AND COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231

Patent No: 6,142,532 Inventor (s): Adrian Gluck November 7, 2000 Issued: MEMORABILIA CARD

Rc: Request for Certificate of Correction

Consideration has been given your request for the issuance of a certificate of correction and a corrected patent under the provisions of Rules 1.322 (b).

Respecting the alleged error in the Disclaimer, the patent is printed in accordance with the record. Therefore no correction(s) is in order here under United States (U.S.C.) 254 and the Code of Federal Regulation (C.F.R.) 1.322.

In view of the foregoing, your request is hereby denied.

Future correspondence concerning this matter, should be filed and directed to:

U.S. Patent and Trademark Office Washington, D. C. 20231 Attn: Decision & Certificates of Correction Branch

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SEP 1 6 2002

Cecilia Newman, Supervisor Decisions and Certificate of Correction

Branch

(703) 305-8309 or 305- 8793

OFFICE OF PETITIONS

SAMUEL B. STONE LYON & LYON 633 W. FIFTH STREET 47<sup>TH</sup> FLOOR LOS ANGELES, CA 90071

cbn/mfd

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#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Number:	6,142,532	)	VIA FACSIMILE
Issued:	November 7, 2000	)	IMMEDIATE ATTENTION REQUESTED
Name of Patentee:	Adrian Gluck	)	NEQUESTED.
Title of Invention:	MEMORABILIA CARD	)	

#### REQUEST FOR EXPEDITED CERTIFICATE OF CORRECTION

Commissioner for Patents Washington, D.C. 20231

Attention: Certificate of Correction Branch

The owner of U.S. Patent No. 6,142,253 hereby urgently requests EXPEDITED issuance of a Certificate of Correction. Any fees may be charged to Lyon & Lyon's Deposit Account No. 12-2475.

Enclosed are:

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SEP 1 6 2002

1. Request for Certificate of Correction of Patent (3 pages)

OFFICE OF PETITIONS

- 2. PTO-1050 (PTO/SB/44) Proposed Certificate of Correction (1 page)
- 3. Correction of Typographical Error and Consent and Acknowledgement of Terminal Disclaimer signed by the inventor, Adrian Gluck, and by the patent owner, L.N.C.J. Ltd. (17 pages)

Respectfully submitted,

LYON & LYON LLP

James T. Carmichael

Reg. No. 45,306

Dated: June 7, 2002







#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Number:

6,142,532

Issued:

November 7, 2000

Name of Patentee: Adrian Gluck

Title of Invention:

MEMORABILIA CARD

#### REQUEST FOR CERTIFICATE OF CORRECTION OF PATENT

**Commissioner for Patents** Washington, D.C. 20231

Attention: Certificate of Correction Branch

OFFICE OF PETITI

A certificate of correction is requested herein to replace the reference to Patent "No. 5,417,431" with Patent -- No. 5,803,501 -- in Terminal Disclaimer papers filed in the application which matured into the above patent because the reference to Patent No. 5,417,431 was a clerical or typographical error of a minor character.

A Terminal Disclaimer was filed because the Examiner in the Office Action of November 25, 1998, rejected certain claims under the judicially created doctrine of double patenting over claims of U.S. Patent No. 5,803,501. Obviously, the intent in filing the Terminal Disclaimer was to overcome the double patenting rejection as offered by the Examiner, and the attorney prosecuting the application, the signator to the Terminal Disclaimer and the Examiner overlooked this typographical error.

The intent at all times was to perfect a Terminal Disclaimer with respect to 5,803,501, and the error in naming Patent No. 5,417,431 was merely a typographical one with no deceptive intent. The Examiner had based his rejection on 5,803,501 and thus no reexamination is needed. Furthermore, there is no new matter involved.

The purpose of the present Certificate of Correction is to correct this typographical error and make it of record, as well as to provide a confirmation from the then-identified assignee, as well as the subsequent assignees in the chain of title to the present acknowledging and confirming the disclaimer in the present Patent No. 6,124,532 with respect to Patent No. 5,803,501.

Submitted herewith are executed acknowledgements of the typographical error and agreement to the terminal disclaimer with respect to Patent No. 5,803,501 in this Patent No. 6,124,532.

Please send the Certificate to:

Name:

Samuel B. Stone

Address:

Lyon & Lyon LLP

633 West Fifth Street, Suite 4700

Los Angeles, California 90071-2066

(949) 567-2300

Respectfully submitted,

LYON & LYON LLF

Samuel B. Stone

Reg. No. 19,297





NOTE: "A certificate of correction, under 35 U.S.C. 254, may be issued at the request of the patentee or his assignee." 37 CFR 1.322(a). The certificate of correction can be signed by the attorney of record who acts on behalf of the inventor(s) or assignee(s).

PTO/SB/44 (02-01)
Approved for use through 01/31/2004. OMB 0651-0033
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. (Also Form PTO-1050)

# CERTIFICATE OF CORRECTION

PATENT NO: 6,142,532

DATED: November 7, 2000

INVENTOR(S): Adrian Gluck

It is certified that a typographical error appears in the Terminal Disclaimer filed on March 25, 1999, in the above-identified patent and that said Letters Patent are hereby corrected as shown below:

-- Replace the reference to Patent No. "5,417,431" with Patent No. -- 5,803,501 -- in the Terminal Disclaimer documents on file, namely the Terminal Disclaimer filed March 25, 1999, and referred to in documents filed August 16, 1999, and January 20, 2000.

MAILING ADDRESS OF SENDER:

Samuel B. Stone Lyon & Lyon 633 W. Fifth Street, 47<sup>th</sup> Floor Los Angeles, CA. 90071 (949) 567-2300 PATENT NO. 6,142,532

\_\_\_>

No. of additional copies

Burden Hour Statement: This form is estimated to take 1.0 hour to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.





Attorney Docket: 237/037

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent of	)
Adrian Gluck	)
Patent No.: 6,142,532	)
Issued: November 7, 2000	)
For: MEMORABILIA CARD	)
)	)

# CORRECTION OF TYPOGRAPHICAL ERROR AND CONSENT AND ACKNOWLEDGEMENT OF TERMINAL DISCLAIMER

Commissioner for Patents Washington, D.C. 20231

RECEIVED
SEP 1 6 2002
OFFICE OF PETITIONS

Sir:

The parties named below, including the inventor Adrian Gluck and Assignees L.N.C.J. Limited and Media Technologies Licensing, LLC., acknowledge that a typographical error occurred in referring to Patent No. 5,417,431 rather than Patent No. 5,803,501 in the Terminal Disclaimer papers filed March 25, 1999 (copy attached). The intent of the Terminal Disclaimer was to overcome a double patenting rejection by the Examiner with regard to Patent No. 5,803,501, and the reference therein to Patent No. 5,417,431 was merely an inadvertent typographical error.

The undersigned reconfirm, consent to and acknowledge the Terminal Disclaimer for this Patent No. 6,142,532 with respect to Patent No. 5,803,501.

Bv

Adrian/Gluck

Patent Attorney Docket: 237/037

STATE OF CALIFORNIA )	
) ss	
COUNTY OF LOSANGELES	
On <u>05-/4-2002</u> before me, <u>MAHSH</u>	in H. KASt/A wi, personally appeared
ADRIAN GLUCK /	
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	Notary Public in and for said County and State

SEAL



Attorney Docket: 237/037

		L.N.C.J. LIMITED
		ByPaul M. Van Neste - Director
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COUNTY OF	) ss )	n ann anally, ann agreed
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WITNESS my	hand and official seal.	
	·	Notary Public in and for said County and State

SEAL

Attorney Docket: 237/037

MEDIA TECHNOLOGIES LICENSING, LLC.

By Kinter Management Inc.  By Adrian Gluck, President
STATE OF CALIFORNIA ) ) ss
COUNTY OF <u>LOSANCELES</u> )  On <u>05-14-2002</u> before me, <u>MAHSHID H-KASHAN</u> , personally appeared  ADRIAN CLUCK,
personally known to me - OR - proved to me on the basis of satisfactory evidence to be the person(x) whose name(x) is/are subscribed to the within instrument and acknowledged to me that he/ske/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(x) on the instrument the person(x), or the entity upon behalf of which the person(x) acted, executed the instrument.
WITNESS my hand and official seal.
SEAL Notary Public in and for said County and State
Mahshid Homayonfar Kashani Z COMM. # 1308250 COMM. # 1708250 COMM. # 1308250



Attorney Docket: 237/037

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent of	)
Adrian Gluck	)
Patent No.: 6,142,532	)
Issued: November 7, 2000	)
For: MEMORABILIA CARD	)
	)

# CORRECTION OF TYPOGRAPHICAL ERROR AND CONSENT AND ACKNOWLEDGEMENT OF TERMINAL DISCLAIMER

Commissioner for Patents Washington, D.C. 20231

RECEIVED
SEP 1 6 2002
OFFICE OF PETITIONS

Sir:

The parties named below, including the inventor Adrian Gluck and Assignees L.N.C.J. Limited and Media Technologies Licensing, LLC., acknowledge that a typographical error occurred in referring to Patent No. 5,417,431 rather than Patent No. 5,803,501 in the Terminal Disclaimer papers filed March 25, 1999 (copy attached). The intent of the Terminal Disclaimer was to overcome a double patenting rejection by the Examiner with regard to Patent No. 5,803,501, and the reference therein to Patent No. 5,417,431 was merely an inadvertent typographical error.

The undersigned reconfirm, consent to and acknowledge the Terminal Disclaimer for this Patent No. 6,142,532 with respect to Patent No. 5,803,501.

By		
	Adrian Gluck	

Patent Attorney Docket: 237/037

STATE OF CALIFORNIA	)	
	. ) ss	
COUNTY OF		
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be the person(s) whose name(s) that he/she/they executed the sa	) is/are subscrib ame in his/her/tl	proved to me on the basis of satisfactory evidence to ed to the within instrument and acknowledged to me heir authorized capacity(ies), and that by his/her/their r the entity upon behalf of which the person(s) acted,
WITNESS my hand and	d official seal.	
		Notary Public in and for said County and State
SEAL		

Patent Attorney Docket: 237/037

		L.M.C.J. LIM	1111///	//
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		Paul N	1. van Neste - Di	irector
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Attorney Docket: 237/037

### MEDIA TECHNOLOGIES LICENSING, LLC.

	Ву	·
		Adrian Gluck
STATE OF CALIFORNIA	) · ) ss	
COUNTY OF		
On be	efore me,	, personally appeared
be the person(s) whose name(s) that he/she/they executed the sar	is/are subscribed to t me in his/her/their au	to me on the basis of satisfactory evidence to he within instrument and acknowledged to me thorized capacity(ies), and that by his/her/their atity upon behalf of which the person(s) acted,
WITNESS my hand and	official seal.	
SEAL.	i	Notary Public in and for said County and State





## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:	) ) Group Art Unit: 3722
ADRIAN GLUCK	) ) <b>Examiner:</b> P. Han
Serial No.: 09/149,747	) ) March 25, 1999
Filed: September 8, 1998	)
For: MEMORABILIA CARD	) ) )
AMENDMENT	TRANSMITTAL
Assistant Commissioner for Patents Washington, D.C. 20231	
Sir:	
Transmitted herewith is an Amendment for t	he above-identified application.
"Small Entity Status" of this a been established by a Verified	application under 37 CFR §§ 1.9 and 1.27 has Statement previously submitted.
A Verified Statement to establi and 1.27 is enclosed.	sh "Small Entity Status" under 37 CFR §§ 1.9
Applicant(s) petitions for an ex 37 CFR § 1.17(a)(1)-(5)] for the	tension of time under 37 CFR § 1.136 [fees: e total number of months checked below:
OC-23050.1	
	ATE OF MAILING F.R. §1.8a)
I hereby certify that this paper (along with any referred to as being Service on the date shown below with sufficient postage as First C Patents, Washington, D.C. 20231.	attached or enclosed) is being deposited with the United States Postal Class Mail in an envelope addressed to the Assistant Commissioner for
	Jodie Davis Name of Person Mailing Paper
March 25, 1999	Socie Davis
Date of Deposit	Signature of Person Mailing Paper

	EXTENSION (months)		OR SI		FE	_		ENTITY	IAN
	1 month	$\boxtimes$	\$55.00	)			\$1	10.00	<del></del>
	2 months		\$190.0	)0			\$3	80.00	
	3 months	Ä	\$435.0	)0		$\overline{\Box}$	\$8	70.00	
•	4 months		\$680.0	)0			\$1	,360.00	
	An extension for months has already been secured and the fee paid therefor of is deducted from the total fee due for the total months of extension now requested.								
$\boxtimes$	Extension fee due with this Request \$55.00.								
$\boxtimes$	If an additional extension of time is required, please consider this a petition therefor.								
FOR CLAIMS:  The fees for claims (37 CFR § 1.16(b)-(d)) have been calculated as shown below:									
		Claims Rem After Amend	aining	Highes					
Tota	l Claims	15	-	20	= C	)	X	\$18.00	\$0.00
Inde	pendent Claims	4	÷	4	= C	)	X	\$78.00	\$0.00
Multiple Dependent Claims \$260 (if applicable)					\$0.00				
TOTAL OF ABOVE CALCULATIONS \$0						\$0.00			
Reduction by ½ for Filing by Small Entity. Note 37 CFR §§ 1.9, 1.27, 1.28. If applicable, Verified Statement must be attached.									
	TOTAL FEES FOR	CLAIM	S SUB	MITT	ED H	REW	ITH		\$0.00
		•							
$\boxtimes$	Terminal Disclaimer	- Fee \$	110.00	• •					
$\boxtimes$	A check in the amount of \$165.00 is enclosed to cover the above fee(s).								
	Charge Deposit Account No. 12-2475 in the amount of								

FEES

The Commissioner is authorized to charge Counsel's Deposit Account No. 12-2475 for any fees required under 37 CFR §§ 1.16 and 1.17 that are not covered, in whole or in part, by a check enclosed herewith and to credit any overpayments to said Deposit Account 12-2475.

Respectfully submitted,

LYOM & LYON LLP

Dated: March 25, 1999

By: \_

Samuel B. Stone Reg. No. 19,297

Attorneys for Applicant

633 West Fifth Street, Suite 4700 Los Angeles, California 90071-2066 (714) 751-6606 - (213) 489-1600





# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:	) Group Art Unit: 3722					
ADRIAN GLUCK	) Examiner: P. Han ) ) March 25, 1999 )					
Serial No.: 09/149,747						
Filed: September 8, 1998						
For: MEMORABILIA CARD	) ) )					
AMEND	MENT B					
Assistant Commissioner for Patents Washington, D.C. 20231						
Sir:						
In response to the Office Action dated N	ovember 25, 1998, please amend the					
above-identified application as follows:						
N THE CLAIMS:						
Claim 7, line 2, change "the said face" to	o said face					
OC-23048.1						
CERTIFICATE (37 C.F.R						
hereby certify that this paper (along with any referred to as being atta Service on the date shown below with sufficient postage as First Class Patents, Washington, D.C. 20231.	ached or enclosed) is being deposited with the United States Postal					
March 25, 1999	Jodie Davis Name of Person-Mailing Paper Signature of Person Mailing Paper					
Date of Deposit	/ /					

#### <u>REMARKS</u>

Reconsideration of this application is requested.

Claim 7 has been amended to correct the language problem noted by the Examiner.

With regard to the double patenting rejection, a Terminal Disclaimer is filed herewith.

It is noted that this is a fax copy from the Assignee of the present application, and the original will be forwarded for filing in this application when it is received by mail.

Turning now to the Section 102 and 103 rejection, it is respectfully submitted that the cited German patent does not anticipate or make obvious the subject matter of the present claims. Furthermore, and more importantly, the parent of the present application was filed in the United States on December 15, 1994, and the German patent only has a publication date of July 13, 1995, and, thus, does not seem to be relevant prior art.

In view of the foregoing, a Notice of Allowance is earnestly solicited.

We enclose our check No. 1671 in the amount of \$165.00 as payment of the disclaimer fee (\$110) and one (1) month extension of time (\$55). The Commissioner is authorized to charge Counsel's Deposit Account No. 12-2475 for any fees required that are not covered, in whole or in part, by a check enclosed herewith and to credit any overpayments to said Deposit Account 12-2475.

Respectfully submitted,

LYON & LYON LLP

Dated: March 25, 1999

By:

Samuel B. Stone Reg. No. 19,297

Attorneys for Applicant

633 West Fifth Street, Suite 4700 Los Angeles, California 90071-2066 (714) 751-6606 or (213) 489-1600





Patent 237/037

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

**ADRIAN GLUCK** 

Serial No.: 09/149,747

Filed: September 8, 1998

For: MEMORABILIA CARD

Group Art Unit: 3722

Examiner: Frances Han

#### TERMINAL DISCLAIMER

Assistant Commissioner for Patents Washington, D.C. 20231

Sir.

LNCJ LIMITED, owner of the full and exclusive right, title and interest in and to the above-identified application (per an assignment dated May 6, 1996, recorded at Reel 7951, Frame 0213 (4 pages) in the records of the United States Patent and Trademark Office) hereby disclaims the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of commonly assigned U.S. Patent No. 5,417,431. LNCJ Ltd. also agrees that any patent granted on the above-identified application shall be enforceable only for and during such period that the legal title to the patent to be granted on the above-identified application shall be the same as the legal title to U.S. Patent No. 5,417,431, and that this agreement shall run with the patent to be

Patent 237/037

granted on the above-identified application and shall be binding on LNCJ Limited, its successors, and assigns.

LNCJ Limited does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of U.S. Patent No. 5,417,431, in the event that U.S. Patent No. 5,417,431 later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true, and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

This terminal disclaimer applies to any patent granted on the above-identified application or on any application which is entitled to the benefit of the filing date of this

Patent 237/037

application under 35 U.S.C. 120. This disclaimer is binding upon the grantee, its successors, or assigns.

PP. EHE DOLL

LNCJ LIMITED

(Signel W9)TON

Printed Name

DIRECIOR

Title